

Docket No. 05-0407
Quality Exhibit 4.2

Illinois Commerce Commission-JULIE Enforcement Investigation
Excavator Information Request



2

**Illinois Commerce Commission – JULIE Enforcement Investigation
Excavator Information Request**

Please provide information for the following incident:

ICC Case No.	Date of Incident	Location of Incident	Underground Facility Damaged	Operator of the Facility	Julie Dig #
0106-04	Aug. 10, 2004	2180 Kipling Lane, Highland Park, Illinois	.75-inch steel gas service	North Shore Gas	None

If Certain questions are not applicable to this incident, please answer those with "N/A".

1. Information regarding the person filling out this report:

Name: SCOTT L. ECKEN Title: Owner
 Company Name: QUALITY SAW & SEAL INC.
 Address: 7600 W 79th Street - Bridgeview IL 60455
 Telephone #: 708-728-1895 Fax #: 708-728-1913 E-mail address: N/A

2. Did you or your company perform excavation or demolition at or near the incident location on the date of the incident?

Yes ☐ No ☒ If no, do you know who performed excavation or demolition at or near the incident location on the date of the incident? If so, please provide the name, company, address and phone number:

There was no excavation or demolition being performed by any company.

3. At the time of this incident, were you aware that the Illinois Underground Utility Facilities Damage Prevention Act requires all persons who intend to engage in excavation or demolition to call JULIE at least 48 hours (exclusive of Saturdays, Sundays and holidays) prior to the excavation or demolition?

Yes ☒ No ☐

4. Did you or your company submit, to JULIE, a locate request for the location of the incident?

Yes ☐ No ☒

If no, please explain why a locate request was not made. We were called out to Job site by Chicago and Paving for Saw cutting of various Patchwork. We were informed by Chicago and Paving that all JULIE locates had been provided before our arrival on site.

~~If yes, please:~~

- provide the dig number: Chicago and Paving Dig # A2172767
- provide the date and time the excavation or demolition began: No excavation or Demo took place.
- indicate the method used to make the request (i.e., phone, batch remote ticket entry, web remote ticket entry, or fax): _____
- indicate the nature of the request (i.e., regular, emergency, non-emergency (less than 48 hours), or joint meet): _____
- indicate whether you or your company waived the required company call-back:
 Waived ☐ Did Not Waive ☐

#3

5. For a non-emergency locate request, did your Company wait the required 48 hours (exclusive of Saturdays, Sundays and Holidays) after submitting your locate request before beginning excavation? Yes No
If no, please explain N/A
6. For excavation that extended beyond 28 days from the date of the original locate request, did your Company renew its locate request as required by the Damage Prevention Act? Yes No
If no, please explain N/A
7. If the locate request was an emergency request and you or your company did not wait 2 hours after the request was made to begin excavation or demolition, what site conditions warranted the earlier start time?
N/A
8. Did the locator contact you or your company to request an extension? Yes No
a. If yes, why? N/A
b. If yes, the locator spoke with:
9. Upon arrival at the site of the proposed excavation or demolition, did it appear that the underground facilities were marked? Yes X No
10. Were the marks within the approximate location¹ of the underground facility being marked?
Yes X No
If no, how far were the marks from the actual facility?
11. Upon arrival at the site, did your company perform a site inspection and verify or check the following:
a. The crew was in the correct location of excavation activities Yes X No
b. Check for clear evidence of unmarked utility or CATS lines Yes No X
12. If underground facilities at the site of the proposed excavation or demolition were not marked, did the owner or operator of the underground facility inform you or your company that it did not own or operate any underground facilities within the proposed excavation or demolition area? Yes No N/A
a. If yes, who received the notification? N/A
b. If yes, how was the notification made (e.g., face-to-face communication, phone or phone message, facsimile, posting or marking the excavation or demolition area, etc.)? N/A
13. If it was apparent that underground facilities at the site of the proposed excavation were not marked, did your Company make an additional call to JULIE to have the facilities marked? Yes No
a. If yes, what time was the additional call made? Time:

¹ Approximate location means a strip of land at least 3 feet wide, but not wider than the width of the underground facility plus 1.5 feet on either side of the facility.

#4

- b. If yes, what time did you or your company begin excavation? Time: _____
 c. If no, please explain why an additional call to JULIE was not made. _____

The VARIOUS UTILITIES seemed to have been marked

14. Did you or your company use white paint, flags, stakes, or both to outline the dig site? Yes ___ No ☒
 a. If yes, what did you or your company use? _____
 b. If no, why not? _____

No EXCAVATION OR Demo took place by our company.

15. What was the nature of the excavation or demolition (e.g., grading, trenching, drilling, plowing, boring, etc.)?

We were SAW CUTTING for STREET PATCHWORK per CITY OF HIGHLAND PARK Job Site SPECIFICATION

16. Please explain what precautions your company utilized when ^{SAW CUTTING} excavating within the tolerance zone², to minimize the chance of damaging underground facilities. We made sure that the UTILITIES were marked - and then only SAW CUT approx 5-5 1/2" deep over UTILITY lines. Pavement was 9" thick and top of GAS line was only 8 1/2" deep from top of pavement. Which enclosed PICTURES will confirm.

17. What type of equipment caused the damage to the facility?

65 HSP CONCRETE CUTTING SAW.

18. Please provide a description of the damage:

We SAW CUT INTO the top of the EXISTING GAS LINE.

19. When did the damage occur? Date/Time 8/10/04 Noon

20. When did you or your company notify the owner or operator of the damaged facility?

Date/Time: We NOTIFIED CHICAGOLAND PRODU - IMMEDIATELY.

- a. Who made the report? N/A
 b. Who received the report? N/A

21. When did you or your company notify JULIE of the damaged facility? Date/Time: N/A

Who made the report? _____

22. In general, why do you think the underground facility was damaged?

Per I.D.D.T. CITY OF HIGHLAND, they require us to SAW CUT FULL depth of ALL PERMANENT PATCHWORK and North Shore Gas did not install UTILITY LINES 30" below pavement surface per Research and Spec.

² Tolerance zone is defined in 220 ILCS 50/2.7 as the approximate location of underground utility facilities defined as a strip of land at least 3 feet wide, but not wider than the width of the underground facility or CATS facility plus 1-1/2 feet on either side of such facility based upon the markings made by the owner or operator of the facility.

#5

If the various UTILITIES are imbedded into the bottom surface of the EXISTING ROADWAY- CONCRETE ROADWAY. That makes it pretty hard to try and completely avoid or easy PATCHWORK and UTILITY CROSSING.

23. What steps has your company taken to prevent this type of incident in the future?

We continue to make these incidents a very high priority in our company. We make sure all UTILITIES have been marked and then we try not to saw cut quite full depth over them. Again we do not do any EXCAVATION.

24. Please include any additional information (drawings, photographs, etc.) you or your company feels may further assist in this investigation:

We have enclosed various pictures that we feel back up our statements.

Please Return Completed form to:

JULIE Enforcement
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

Fax (217) 524-5516